IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CONTEMPT PETITION NO. 95 PF 2004

IN

NOTICE OF MOTION NO. 2868 OF 2001

IN

APPEAL NO. 140 OF 2001

IN

CHAMBER SUMMONS NO. 96 OF 1999

IN

SUMMARY SUIT NO. 50 OF 1990

MR. PRAKASH R. SHENAI ... PETITIONER.

VS.

M/S. INDIAN DRUGS AND

PHARMACEUTICALS LTD. & ORS. ... RESPONDENTS.

Coram : S.K.Shah, J.

Date : January 20, 2006.

P.C.

1. The Respondent -Contemnor has filed affidavit sating that the immovable properties under the order of attachment of this Court did not belong to the Respondent NO.1- Contemnor and that the Respondents wee only the tenants.

2. The Petitioners have failed to produce any title document to that effect and as such there is no question

of respondents having committed the contempt of the order of this Court.

3. As regards the moveable properties, the respondents have said on affidavit that the same is not disposed of at all and it is lying in their safe custody.

4. Under the circumstances, there is no question of any contempt. The petition accordingly stands disposed of.

5. The Show Cause notice No. 581 of 2005 stands discharged.

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[S.K.Shah , J.]